

FILED
1/5/2023

LM

JUDGE SLEGER
MAGISTRATE JUDGE FUENTES

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

TERCALO E. THOMAS

No.

1:23-CR-00006

Violations: Title 18, United States
Code, Sections 2251(a) and (e),
2252A(a)(5)(B) and (b)(2), and 2253

COUNT ONE

The SPECIAL JULY 2021 GRAND JURY charges:

On or about July 31, 2021, at Park Forest, in the Northern District of Illinois,
Eastern Division, and elsewhere,

TERCALO E. THOMAS,

defendant herein, employed, used, persuaded, induced, enticed, and coerced a minor,
namely Minor Victim 1, to engage in sexually explicit conduct, namely lascivious
exhibition of the minor's anus, genitalia, and pubic area, for the purpose of producing
a visual depiction of such conduct, knowing such visual depiction was produced using
materials that had been mailed, shipped, and transported in and affecting interstate
commerce, and defendant knew and had reason to know would be transported and
transmitted using a means and facility of interstate commerce and in and affecting
interstate commerce, and which visual depiction was actually transported and
transmitted using a means and facility of interstate commerce and in and affecting
interstate commerce;

In violation of Title 18, United States Code, Section 2251(a).

COUNT TWO

The SPECIAL JULY 2021 GRAND JURY further charges:

On or between February 2022 and April 8, 2022, at Park Forest, in the Northern District of Illinois, Eastern Division, and elsewhere,

TERCALO E. THOMAS,

defendant herein, employed, used, persuaded, induced, enticed, and coerced a minor, namely Minor Victim 1, to engage in sexually explicit conduct, namely lascivious exhibition of the minor's anus, genitalia, and pubic area, for the purpose of producing a visual depiction of such conduct, knowing such visual depiction was produced using materials that had been mailed, shipped, and transported in and affecting interstate commerce, and defendant knew and had reason to know would be transported and transmitted using a means and facility of interstate commerce and in and affecting interstate commerce, and which visual depiction was actually transported and transmitted using a means and facility of interstate commerce and in and affecting interstate commerce;

In violation of Title 18, United States Code, Section 2251(a).

COUNT THREE

The SPECIAL JULY 2021 GRAND JURY further charges:

On or about April 8, 2022, at Park Forest, in the Northern District of Illinois, Eastern Division, and elsewhere,

TERCALO E. THOMAS,

defendant herein, knowingly possessed material, namely a black Samsung SMG998U cellphone bearing Serial Number R5CR60CEHJR, that contained an image of child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), involving a prepubescent minor and a minor who had not attained 12 years of age, such material having been shipped and transported using any means and facility of interstate commerce and in and affecting interstate commerce by any means, including by computer, and such image having been produced using materials that had been shipped and transported in and affecting interstate and foreign commerce by any means;

In violation of Title 18, United States Code, Section 2252A(a)(5)(B).

FORFEITURE ALLEGATION

The SPECIAL JULY 2021 GRAND JURY further alleges:

1. Upon conviction of an offense in violation of Title 18, United States Code, Sections 2251 and 2252A, as set forth in this Indictment, defendant shall forfeit to the United States of America any matter which contains visual depictions described in Title 18, United States Code, Section 2252A; any property constituting and traceable to gross profits and other proceeds obtained from such offense; and any property used and intended to be used to commit and to promote the commission of such offense, and any property traceable to such property, as provided by Title 18, United States Code, Section 2253(a).

2. The property to be forfeited includes, but is not limited to: the black Samsung SMG998U cellphone bearing Serial Number R5CR60CEHJR

All pursuant to Title 18, United States Code, Section 2253.

A TRUE BILL:

FOREPERSON

Signed by Sarah Streicker on behalf of the
UNITED STATES ATTORNEY